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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: KREINDEL=2

In re Application of:

Michael KREINDEL

Appln. No.: 09/920,295

Filed: August 2, 2001

For: METHOD FOR CONTROLLING
SKIN TEMPERATURE DURING
THERMAL TREATMENT

) Attn: Mr. David Antolini
) Mr. Dale Hughes
) Refund Section
) Crystal Park One
) Room 800

) Washington, D.C.

) October 7, 2004

REQUEST FOR REFUND

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop 16
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir:

Applicant claimed small entity status on March 24,
2003. See 37 C.F.R. §1.27.

Pursuant to 37 C.F.R. §1.28(a), request is hereby made
for refund of that portion of the \$84.00 fee charged to our
deposit account no. 024035 on August 12, 2004, in the above-
identified application, in excess of that amount which should have
been charged in view of the previous claim of small entity status.
This charge was apparently the result of the addition of a fourth
independent claim in an amendment filed on February 7, 2003.

The undersigned hereby requests that the refund due in
the amount of \$42.00 be credited to deposit account no. 02-4035
rather than being refunded by check.

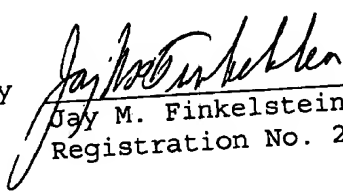
In re of Appln. No. 09/920,295

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Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: KREINDEL=2

In re Application of:) Art Unit: 3739
Michael KREINDEL)
Appln. No.: 09/920,295) Examiner: Ahmed Farah
Filed: August 2, 2001) Washington, D.C.
For: METHOD FOR CONTROLLING) Confirmation No. 3901
SKIN TEMPERATURE DURING...) June 25, 2004

RESPONSE TO OFFICE ACTION

Honorable Commissioner for Patents
Mail Stop Amendment
2011 South Clark Place
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

RECEIVED
JUL 06 2004
TECHNOLOGY CENTER R3700

Sir;

The Examiner's action dated February 25, 2004, has been received, and its contents carefully noted.

The prior art rejection presented in that Action is traversed for the reason that the novel system and method defined in the rejected claims is not disclosed in the applied reference.

Parent system claim 1 defines a surface radiation assembly for irradiating a region on the surface of the skin with electromagnetic radiation, a surface electrode assembly for applying a voltage to the skin, an electrical meter that measures an electrical response of the skin across the electrodes and a processor configured to adjust a value of a

ADJUSTMENT DATE: 11/24/2004 SDIRETAT

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01 FC:1201 84.00 CR

11/24/2004 SDIRETAT 00000014 024035 09920295

01 FC:2201 42.00 DA